

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

MISC.CIVIL APPLICATION No 967 of 1997

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.PARIKH

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1. Whether Reporters of Local Papers may be allowed
to see the judgements? No.

2. To be referred to the Reporter or not? No.

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3. Whether Their Lordships wish to see the fair copy
of the judgement? No.

4. Whether this case involves a substantial question
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder? No.

5. Whether it is to be circulated to the Civil Judge?
No.

AMRUTBA WD/O RAGHUSING

VAJESING RATHOD

Versus

BAROT SATISHBHAI MANILAL

Appearance:

MR BG PATEL for Petitioners

MR UI VYAS for Respondent Nos. 1 & 2

CORAM : MR.JUSTICE M.S.PARIKH

Date of decision: 09/12/97

ORAL JUDGEMENT

Heard Mr. B.G.Patel, ld. advocate appearing for
the petitioner who happens to be the original claimant in
Motor Accident Claims Petition No. 1351/90 pending
before the Motor Accident Claims Tribunal, Vadodara. He
seeks transfer of the said MAC Petition from Tribunal at
Vadodara to the Tribunal, Sabarkantha at Himmatnagar.

2. Rule was issued returnable on 26th June, 1997.

1997. The matter has been adjourned from time to time, but no reply has been filed on behalf of the respondents.

3. By virtue of the oral judgment in Misc. Civil Application No. 1780/95 rendered on 6th March 1996 (Coram : S.D.Shah, J) and the oral order dated 29th July, 1997 (Coram : D.G.Karia, J) and the fact that no reply has been filed in this petition, the petitioner's request for transferring MAC Petition from the Tribunal at Vadodara to the Tribunal, Sabarkantha at Himmatnagar deserves to be granted.

4. In the result, this application is allowed. MAC Petition No. 1351/90 pending before the MAC Tribunal at Vadodara is ordered to be transferred from MAC Tribunal at Vadodara to the MAC Tribunal, Sabarkantha at Himmatnagar. Office is directed to send writ of this judgment to both the Tribunal forthwith. Rule is made absolute accordingly with no order as to costs.

9.12.1997 [M.S.PARIKH, J]

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